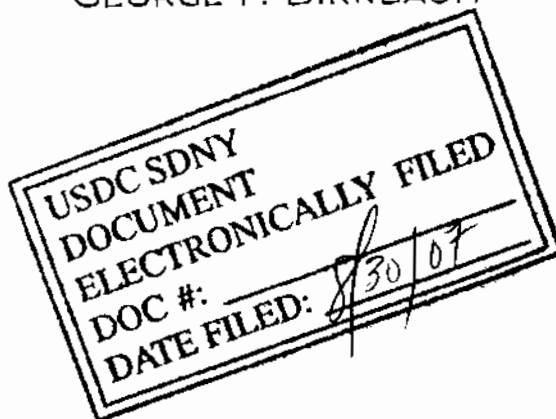


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NEW YORK OFFICE



August 28, 2007

BY FAXThe Honorable Loretta A. Preska
United States Courthouse
500 Pearl Street, Room 1320
New York, NY 10007Re: Buck Scientific, Inc. et al. ads. Gerald J. DeMenna,
Index No. 07 CV 6240 (LAP)

Dear Judge Preska:

Pursuant to your oral direction on Tuesday, August 21, after denying the parties' respective motions for preliminary injunction, the following civil case management deadlines are agreed to and adopted by all parties:

- A. This case is to be tried to a jury.
- B.
 1. All non-expert discovery is to be completed by 9/30/08, which date shall not be adjourned except upon a showing of good cause and further order of this Court.
 - a. The parties anticipate completion of the discovery activities annexed hereto in Attachment "A".
 2. Joinder of additional parties by 12/28/07.
 3. Amended pleadings may be filed without leave of the Court until 12/28/07.

The Honorable Loretta A. Preska
August 28, 2007
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- C. If required by this Court, each party shall identify and quantify each component of damages alleged on or before 10/01/08.
- D. 1. The last day for filing dispositive motions shall be 10/31/08.
2. A settlement conference shall be held on 11/20/08 at 11:00 a.m.

Respectfully submitted,

LAW OFFICES OF GEORGE P. BIRNBAUM

By


Michael L. Ferch, Counsel

SO ORDERED


LORETTA A. PRESKA
UNITED STATES DISTRICT JUDGE

August 30, 2007

MLF/ara

Encl.

cc: Joel Renfeld, Esq.

ATTACHMENT A

The Parties are to list the discovery activities (i.e., production of documents, number of depositions, requests to admit, interrogatories) and anticipated completion dates:

<u>DISCOVERY ACTIVITIES</u>	<u>COMPLETION DATE</u>
1. Confidentiality/Protective Order	On or before September 13, 2007
2. Buck Scientific to copy and return memory card information and list of deleted information from laptop(s)	On or before September 14, 2007
3. Service of Parties' 26(a)(1) Disclosures	On or before October 1, 2007
4. Service of Parties' First Request for Production of Documents	On or before October 1, 2007
5. Service of Parties' First Set of Interrogatories	On or before October 1, 2007
6. Service of Parties' Third-Party Subpoenas for Documents	On or before October 15, 2007
7. Service of Parties' Rule 45 and/or Rule 30(b)(6) Subpoenas	On or before November 21, 2007
8. Service of Parties' Second Request for Production of Documents and service of Parties' First Request to Admit Facts and Genuineness of Documents	On or before February 1, 2008
9. Deposition of Gerald J. DeMenna	September 30, 2008
10. Deposition of Nancy Gregorio	September 30, 2008

ATTACHMENT A

(Continued)

<u>DISCOVERY ACTIVITIES</u>	<u>COMPLETION DATE</u>
11. Deposition of Gwen DeMenna	September 30, 2008
12. Deposition of Roy Mirchandani	September 30, 2008
13. Deposition of Agent Maryann Francischelli	September 30, 2008
14. Deposition of Agent Stephen LaForest	September 30, 2008
15. Not more than eight (8) additional depositions	September 30, 2008